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Part XLIV

Social Security Administration

Semiannual Regulatory Agenda

SOCIAL SECURITY ADMINISTRATION (SSA)**SOCIAL SECURITY ADMINISTRATION****Office of the Commissioner****20 CFR Ch. III****Semiannual Unified Regulatory Agenda**

AGENCY: Office of the Commissioner, SSA.

ACTION: Publication of unified agenda of regulations.

SUMMARY: Executive Order 12866 entitled "Regulatory Planning and Review," issued September 30, 1993, and the Regulatory Flexibility Act of 1980 (Pub. L. 96-354) require each Federal agency to publish (in April and October of each year) a brief description of all regulatory actions then under development or review, expected to be under development or review for the next 12 months, or completed since the previous publication of the agenda. Our last agenda of regulations was published on May 8, 1995.

FOR FURTHER INFORMATION CONTACT: For further information about a specific regulatory action, contact the person identified as the agency contact for that action. Comments or inquiries of a general nature should be directed to Ronald J. Sribnik, Regulations Officer, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235; telephone (410) 965-2850.

SUPPLEMENTARY INFORMATION: For this edition of the Social Security Administration's regulatory agenda, the most important significant regulatory actions are included in The Regulatory Plan, which appears in Part II of this issue of the Federal Register. The Regulatory Plan entries are listed in the Table of Contents below and are denoted by a bracketed bold reference, which directs the reader to the appropriate Sequence Number in Part II.

The Social Security Administration has responsibility for the old-age, survivors, and disability insurance programs under title II of the Social Security Act (the Act) and the supplemental security income program under title XVI of the Act. We are not a regulatory agency. For the most part, SSA's regulations do not impose burdens on the private sector or on State or local governments. Our regulations document the rules under which we

make eligibility determinations and set forth both the responsibilities of the Agency towards the public and beneficiary's rights and responsibilities under the programs we administer.

Our regulatory efforts can be placed into one of the following three categories: 1) legislative implementation; 2) program improvements to provide better service to SSA customers; and 3) improvements or clarifications to fulfill commitments made as part of the President's Regulatory Reinvention Initiative.

We continue to seek legislative improvements for the programs we administer. However, because of the complexity of our programs, statutory language is rarely detailed enough to govern the actions of agency adjudicative decisionmakers. Supporting regulations are often required. In some instances, the Congress directs SSA to issue implementing regulations. For other legislative provisions, SSA regulations provide program information to applicants for benefits, current beneficiaries, and their legal counsels. Several SSA regulatory items which appear on the Unified Agenda for the first time implement provisions of the Social Security Independence and Program Improvements Act of 1994.

Providing world-class service to our customers is a principal objective of the Social Security Administration. Our regulatory program supports this overarching Agency goal. One of the areas in which we are working hard to deliver high quality service is our disability determination process. Several of our agenda items support improvements to disability program administration. We plan to update many of the medical listings of impairments used in the disability determination process to make them consistent with the latest advances in medicine. Updated listings will facilitate making the correct disability determination as quickly and efficiently as possible. Also, some of the regulatory items support SSA's Disability Redesign Plan. The Disability Redesign aims to streamline our disability determination process and provide better service to applicants for disability benefits.

SSA's regulatory program supports the President's Reinventing Government (REGO II) initiative to create a Federal Government that works better and costs

less. We list four regulations which would carry out REGO II initiatives.

Cycling Payment of Social Security Benefits for future beneficiaries is designed to pay social security benefits on several payment dates each month instead of making all the payments on the same date, as is our current practice. The current use of one payment date creates a workload spike each month for SSA, for other Federal agencies, and for financial institutions and other businesses which participate in or depend on issuance of social security benefits. It has become exceedingly difficult for our customers to access our services on or around "check day." Spreading the issuance of payments throughout the month and reducing workload spikes for SSA and others will result in better service to our customers. As a result, our customers will have better access to SSA personnel and services in our field facilities and through use of our national 1-800 teleservice network. Current beneficiaries can expect to continue to receive their benefit payments on the third of each month. The additional payment dates will be assigned to new beneficiaries as their benefit awards are processed.

Two other agenda items support the following REGO II initiatives: Providing "One-Stop" Service for Aliens Applying for Social Security Cards and Promoting "One-Stop" Benefit Applications. The goal of each of these initiatives and the supporting regulations is to streamline service to our customers by improving the efficiency of current processes.

Consistent with the President's Regulatory Reinvention Initiative, we are working diligently to improve our program benefit regulations and to develop partnerships with large segments of the community of stakeholders interested in Social Security programs. Our aim is to clarify or improve over 50 percent of the Code of Federal Regulations pages for which we are responsible. The remainder of our Unified Agenda items are such improvements and clarifications.

The October 1995 regulatory agenda for the Social Security Administration follows.

Dated: September 27, 1995.

Ronald J. Sribnik,

SSA Regulations Officer.

SSA

Proposed Rule Stage

Sequence Number	Title	Regulation Identifier Number
4234	Old-Age, Survivors, and Disability Insurance and Supplemental Security Income for the Aged, Blind, and Disabled; Fees for Representation of Claimants (296P)	0960-AD23
4235	Supplemental Security Income for the Aged, Blind, and Disabled; Reimbursement for VR Services Furnished During Certain Months of Nonpayment (315F)	0960-AD39
4236	Conduct of Representatives Under Title II or Title XVI (431P)	0960-AD73
4237	Fees for Federal Administration of State Supplementary Payments in the SSI Program (376P)	0960-AD75
4238	Valuation of Certain In-Kind Support and Maintenance (ISM) Where There is a Cost-of-Living Adjustment in SSI Benefits (454F)	0960-AD82
4239	Supplemental Security Income for the Aged, Blind, or Disabled; Evidence of Lawful Admission for Permanent Residence in the United States (468F)	0960-AD90
4240	Federal OASDI and SSI for the Aged, Blind, and Disabled; Representative Payment Provisions for Individuals Disabled Based on Drug Addiction or Alcoholism (507P) (Reg Plan Seq. No. 148)	0960-AD98
4241	Definition of United States Resident; Evidence of Citizenship (515P)	0960-AE05
4242	OASDI; Nonpayment of Benefits to Incarcerated Individuals and Individuals Confined in Criminal Cases, Pursuant to Conviction or by Court Order Based on Findings of Insanity (531P)	0960-AE16
4243	Income Exclusions in the SSI Program (502P)	0960-AE22
4244	Authority To Impose Civil Money Penalties (532P)	0960-AE23
4245	Assigning SSNs to Undocumented Aliens Who Are Representative Payees or SSI Deemors (549P)	0960-AE26
4246	Cycling Payment of Social Security Benefits (558P) (Reg Plan Seq. No. 149)	0960-AE31
4247	Provide "One-Stop" Service for Aliens Applying for Social Security Cards (569P) (Reg Plan Seq. No. 150)	0960-AE36

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

Final Rule Stage

Sequence Number	Title	Regulation Identifier Number
4248	Old-Age, Survivors, and Disability Insurance Program; Revised Medical Criteria for Determination of Disability; Musculoskeletal System (143F) (Reg Plan Seq. No. 151)	0960-AB01
4249	Old-Age, Survivors, and Disability Insurance and Supplemental Security Income Programs; Evaluation Guides for Determining Substantial Gainful Activity (SGA) (147F)	0960-AB73
4250	Supplemental Security Income Program; Continuation of Full Benefit Standard for Certain Persons Temporarily Institutionalized (198F)	0960-AC55
4251	Old-Age, Survivors, and Disability Insurance and Supplemental Security Income for the Aged, Blind, and Disabled; Representative Payee Reforms (295F) (Reg Plan Seq. No. 152)	0960-AD22
4252	Supplemental Security Income for the Aged, Blind, and Disabled; Exclusion From Income and Resources of Victims' Compensation Payments and State Relocation Assistance (311F)	0960-AD36
4253	Statement of Earnings and Benefit Estimate (415F)	0960-AD74
4254	Extension of Time Period for Not Counting as Resources, Funds Received for Repair or Replacement of Damaged or Destroyed Excluded Resources in the SSI Program (486F)	0960-AD87
4255	Federal OASDI and SSI for the Aged, Blind, and Disabled; Signature Requirements for State Agency Medical and Psychological Consultants in Disability Determinations (465F)	0960-AD88
4256	Technical Changes to Title XVI (466F)	0960-AD89
4257	Waiver of Recovery of Overpayments; Notice of Appeal and Waiver Rights and Right to a Pre-Recoupment Oral Hearing Before Denial of Waiver (491F)	0960-AD99
4258	Coverage Provisions of Social Security Independence and Domestic Employment Reform Act of 1994 (503F)	0960-AE00
4259	Repeal of Facility of Payment Provision (508F)	0960-AE02
4260	Guaranteed Family Maximums (510F)	0960-AE03
4261	Government Pension Offset, Windfall Elimination Provision, and Annual Earnings Report (514F)	0960-AE04
4262	Old-Age, Survivors, and Disability Insurance Benefits; Replacing Social Security Number Cards (543F)	0960-AE18
4263	Social Security Programs: Fraud and Abuse; Establishment of New Part 498 To Address Civil Money Penalties, Assessment and Exclusions (563F)	0960-AE33

References in boldface appear in the Regulatory Plan in Part II of this issue of the **Federal Register**.

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Long-Term Actions

Sequence Number	Title	Regulation Identifier Number
4264	Old-Age, Survivors, and Disability Insurance Program; Medical Criteria for Evaluating Mental Disorders for Adults (222F)	0960-AC74
4265	Code of Conduct for Administrative Law Judges and Administrative Appeals Judges of the Social Security Administration (341P)	0960-AD54
4266	Election of Benefits Based on Age by Disabled Widow, Widower, and Surviving Divorced Spouse Beneficiaries (343P)	0960-AD56
4267	Reliable Information Which Is Currently Available for Determining Benefit Amounts in the Supplemental Security Income Program (382F)	0960-AD65
4268	Old-Age, Survivors, and Disability Insurance Program; Revised Medical Criteria for Determination of Disability; Hemic and Lymphatic System, and Malignant Neoplastic Diseases (399P)	0960-AD67
4269	Reliable Information Which is Currently Available for Determining Benefit Amounts in the Supplemental Security Income Program (NEWMAN) (434P)	0960-AD77
4270	Revised Medical Criteria for Determination of Disability, Endocrine System and Obesity and Related Criteria (436P)	0960-AD78
4271	Benefits for Spouses, Divorced Spouses, and Children (455P)	0960-AD83
4272	Temporary Increase in Sponsorship Period for Aliens Under the SSI Program (457P)	0960-AD84
4273	Prevention of Adverse Effects on Eligibility and Benefit Amount When Spouse or Parent Absent Due to Active Military Service (462P)	0960-AD86
4274	Federal Old-Age, Survivors, and Disability Insurance and Supplemental Security Income, Acceptable Medical Sources (469P)	0960-AD91
4275	Old-Age, Survivors, and Disability Insurance Program; Contributions for Support (475P)	0960-AD92
4276	Computation of SSI Benefits for the First Three Months of Payment (476P)	0960-AD93
4277	Definition of "Largest Benefit Amount" for Purposes of Determining the Earnings Record on Which a Person Who Is Simultaneously Entitled to Child's Insurance Benefits (481P)	0960-AD95
4278	Federal OASDI and SSI for the Aged, Blind, and Disabled; Benefit Reforms for Individuals Disabled Based on Drug Addiction or Alcoholism (496F)	0960-AD96
4279	SSI Eligibility for Students Temporarily Abroad (505P)	0960-AE01
4280	Supplemental Security Income for the Aged, Blind, and Disabled; Income and Resources, Deeming of Parental Income and Resources When Children Are Hospitalized (522P)	0960-AE08
4281	Old-Age, Survivors, and Disability Insurance; Overpayment Debt Collection Procedures (523P)	0960-AE09
4282	Determinations and Administrative Review Process—Applicability of Administrative Res Judicata (526P)	0960-AE11
4283	SSA Acquisition Regulations (527F)	0960-AE12
4284	Misuse of Symbols, Emblems, or Names in Reference to the Social Security Administration (530P)	0960-AE15
4285	Supplemental Security Income; Plans for Achieving Self-Support (506I)	0960-AE17
4286	Lump Sum Death Payment and Living in the Same Household (548P)	0960-AE20
4287	When You Are a Full-Time Elementary or Secondary School Student (552P)	0960-AE21
4288	Freedom of Information and Availability of Information Regulations for Independent SSA (546F)	0960-AE24
4289	Requirements for Awards and Subawards to Institutions of Higher Education; Certain Grants and Agreements with States, Local, and Indian Tribal Governments (547F)	0960-AE25
4290	Governmentwide Debarment and Suspension (Nonprocurement) and Governmentwide Requirements for Drug-Free Workplace (Grants) (554F)	0960-AE27
4291	Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments and Indian Tribal Governments (555F)	0960-AE28
4292	Restrictions on Lobbying in Connection With the Award of Grants, Contracts, and Cooperative Agreements (556F)	0960-AE29
4293	Revision of Authority Citations (562F)	0960-AE32
4294	Privacy and Disclosure of Official Records and Information (566F)	0960-AE34
4295	Reduction of Disability Benefits—Workers' Compensation/Public Disability Benefits (567P)	0960-AE35
4296	Promote One-Stop Benefit Application (572P)	0960-AE38

Completed Actions

Sequence Number	Title	Regulation Identifier Number
4297	Old-Age, Survivors, and Disability Insurance Program; Applicability of Government Pension to Certain Federal Employees (188F)	0960-AC46
4298	Supplemental Security Income Program; Treatment of Augmented Veterans' Benefits (231F)	0960-AC82

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Completed Actions (Continued)

Sequence Number	Title	Regulation Identifier Number
4299	SSI Program; Reduction in Time When Income and Resources of Separated Couples Must Be Treated as Jointly Available for Purposes of SSI Eligibility and Benefits (254F)	0960-AC98
4300	Old-Age, Survivors, and Disability Insurance and Supplemental Security Income for the Aged, Blind, and Disabled; Updating Nomenclature (264F)	0960-AD11
4301	Against Equity and Good Conscience (348P)	0960-AD62
4302	OASDI and SSI; Testing Modifications to the Disability Determination Procedures (359F)	0960-AD63
4303	Procedures for Handling Earnings Reports (418F)	0960-AD70
4304	Who May Protect a Potential Claimant's Filing Date or Application for Supplemental Security Income Benefits (408P)	0960-AD76
4305	Federal Old-Age, Survivors, and Disability Insurance; Evidence Required To Presume a Person Is Dead (443F)	0960-AD79
4306	Revised Medical Criteria for Determination of Disability, Growth Impairments (444P)	0960-AD80
4307	Application of State Law in Determining Child Relationship (485P)	0960-AD97
4308	OASDI and SSI for the Aged, Blind, and Disabled; Administrative Review Process, Decisions by Adjudication Officers (541F)	0960-AE06
4309	OASDI and SSI for the Aged, Blind, and Disabled; Administrative Review Process, Prehearing Proceedings, and Decisions by Attorney-Advisors (524F)	0960-AE10
4310	Supplemental Security Income for the Aged, Blind, and Disabled; Requiring Nursing Homes To Report SSI Recipient Admissions Within 2 Weeks to the Social Security Administration (528P)	0960-AE13
4311	Migration of Certain Department of Health and Human Services Regulations Into the Social Security Administration's Regulations (529F)	0960-AE14
4312	Determining Disability and Blindness; Extension of Expiration Date for Adult Mental Disorders Listings (559F)	0960-AE19

SOCIAL SECURITY ADMINISTRATION (SSA)

Proposed Rule Stage

4234. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE AND SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; FEES FOR REPRESENTATION OF CLAIMANTS (296P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 101-508, Sec 5106

CFR Citation: 20 CFR 404.1703; 20 CFR 404.1713; 20 CFR 404.1720; 20 CFR 404.1715 to 404.1717; 20 CFR 404.1725; 20 CFR 416.1503; 20 CFR 416.1513; 20 CFR 416.1520; 20 CFR 416.1515 to 416.1517; 20 CFR 416.1525

Legal Deadline: None

Abstract: We propose to amend the regulations to reflect section 5106(a) of Pub. L. 101-508 which modifies the manner in which past-due benefits are calculated and the process by which SSA approves fees charged by persons

representing claimants before the Agency.

Timetable:

Action	Date	FR Cite
NPRM	04/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AD23

4235. SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; REIMBURSEMENT FOR VR SERVICES FURNISHED DURING CERTAIN MONTHS OF NONPAYMENT (315F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 101-508, Sec 5037

CFR Citation: 20 CFR 416.1321; 20 CFR 416.1331; 20 CFR 416.1338; 20 CFR 416.1402; 20 CFR 416.2201

Legal Deadline: None

Abstract: These regulations reflect section 5037 of Pub. L. 101-508, which amends section 1615 of the Act, to provide for reimbursement for VR services furnished during certain months of nonpayment of Supplemental Security Income benefits. Prior to these amendments there was no provision in the law for such reimbursement.

Timetable:

Action	Date	FR Cite
NPRM	09/11/95	60 FR 47126
NPRM Comment Period End	11/13/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235

SSA

Proposed Rule Stage

Phone: 410 965-8471

RIN: 0960-AD39

4236. CONDUCT OF REPRESENTATIVES UNDER TITLE II OR TITLE XVI (431P)**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 405(a); 42 USC 406; 42 USC 902(a)(5); 42 USC 1383(d)(1); 42 USC 1383(d)(2)**CFR Citation:** 20 CFR 404.1700ff; 20 CFR 416.1500ff**Legal Deadline:** None**Abstract:** We proposed to amend our regulations to establish standards of conduct and responsibility for persons serving as representatives of claimants seeking a right or benefit under titles II or XVI of the Social Security Act. These regulations are part of SSA's Disability Redesign.**Timetable:**

Action	Date	FR Cite
NPRM	05/00/96	

Small Entities Affected: None**Government Levels Affected:** Undetermined**Agency Contact:** Richard M. Bresnick, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1758

RIN: 0960-AD73

4237. FEES FOR FEDERAL ADMINISTRATION OF STATE SUPPLEMENTARY PAYMENTS IN THE SSI PROGRAM (376P)**Priority:** Other**Legal Authority:** 42 USC 1302; 42 USC 1382(e); 42 USC 1383; PL 93-66, sec 212**CFR Citation:** 20 CFR 416.2010; 20 CFR 416.2090**Legal Deadline:** None**Abstract:** Section 13731 of Pub. L. 103-66 (the Omnibus Budget Reconciliation Act of 1993) enacted August 10, 1993, requires the Commissioner to assess

each State an administration fee for processing the State's mandatory and optional supplementary payments. The fee will be charged for all State supplementary payments issued on or after October 1, 1993. Also, the Commissioner may charge a State an additional services fee if, at the request of the State, the Commissioner provides services beyond the level customarily provided in the administration of such payments.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: None**Government Levels Affected:** State**Agency Contact:** Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AD75

4238. VALUATION OF CERTAIN IN-KIND SUPPORT AND MAINTENANCE (ISM) WHERE THERE IS A COST-OF-LIVING ADJUSTMENT IN SSI BENEFITS (454F)**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** PL 103-66, sec 13735**CFR Citation:** 20 CFR 416.420; 20 CFR 416.1130(a)**Legal Deadline:** None**Abstract:** This final regulation will reflect the amendment to section 1611(c) of the Act, effective January 1, 1995, that the current Federal benefit rate be used in determining the value of certain in-kind support and maintenance for the first 2 months after there is a cost-of-living adjustment in SSI benefits.**Timetable:**

Action	Date	FR Cite
NPRM	08/09/95	60 FR 40542
NPRM Comment Period End	10/10/95	
Final Action	09/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AD82

4239. SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, OR DISABLED; EVIDENCE OF LAWFUL ADMISSION FOR PERMANENT RESIDENCE IN THE UNITED STATES (468F)**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 902(a)(5); 42 USC 1382c(a)(1)(B); 42 USC 1382c(e); 42 USC 1383**CFR Citation:** 20 CFR 416.1615**Legal Deadline:** None**Abstract:** On September 20, 1993, the Immigration and Naturalization Service (INS) published a regulatory change concerning the documents which certify the alien status of a lawful permanent resident within the United States. The change which establishes INS Form I-551, Alien Registration Receipt Card, as the definitive evidence of lawful permanent resident status is effective September 20, 1994. Since aliens who apply for SSI benefits as lawful permanent residents must submit evidence of this status, we are revising the title XVI regulations to reflect the change in the INS regulations. INS delayed the effective date of its regulation until March 1996.**Timetable:**

Action	Date	FR Cite
NPRM	08/30/95	60 FR 45110
NPRM Comment Period End	10/30/95	
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235

SSA

Proposed Rule Stage

Phone: 410 965-1713

RIN: 0960-AD90

4240. FEDERAL OASDI AND SSI FOR THE AGED, BLIND, AND DISABLED; REPRESENTATIVE PAYMENT PROVISIONS FOR INDIVIDUALS DISABLED BASED ON DRUG ADDICTION OR ALCOHOLISM (507P)

Regulatory Plan: This entry is Seq. No. 148 in Part II of this issue of the Federal Register.

RIN: 0960-AD98

4241. DEFINITION OF UNITED STATES RESIDENT; EVIDENCE OF CITIZENSHIP (515P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 902(a)(5); 42 USC 1381a; 42 USC 1382; 42 USC 1382(f); 42 USC 1382c(f); 42 USC 1382j; 42 USC 1383

CFR Citation: 20 CFR 416.1180; 20 CFR 416.1603; 20 CFR 416.1610

Legal Deadline: None

Abstract: Two of these regulations changes will place current operating instructions in the regulations. One will define more precisely the concept of "living within the geographical limits of the United States." Another will state the requirements for religious records as proof of U.S. citizenship. We will also amend section 416.1180, because there is an obvious error in the wording.

Timetable:

Action	Date	FR Cite
NPRM	02/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AE05

4242. OASDI; NONPAYMENT OF BENEFITS TO INCARCERATED INDIVIDUALS AND INDIVIDUALS CONFINED IN CRIMINAL CASES, PURSUANT TO CONVICTION OR BY COURT ORDER BASED ON FINDINGS OF INSANITY (531P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 402(x); 42 USC 405; 42 USC 1302

CFR Citation: 20 CFR 404.468

Legal Deadline: None

Abstract: The regulation will implement section 4 of P.L. 103-387 which modifies and expands the current prisoner nonpayment provisions.

Timetable:

Action	Date	FR Cite
NPRM	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AE16

4243. • INCOME EXCLUSIONS IN THE SSI PROGRAM (502P)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 902(a)(5); 42 USC 1383

CFR Citation: 20 CFR 416.1124; 20 CFR 416.1161

Legal Deadline: None

Abstract: These proposed supplemental security income (SSI) regulations update existing regulations to reflect the statutory amendment of the exclusion from income of Alaska Longevity Bonus payments. They also

update existing regulations to reflect the statutory exclusion from income of hostile fire pay received by an SSI claimant or recipient and to reflect current operating procedure of excluding hostile fire pay when determining the countable income of an ineligible spouse or ineligible parent. In addition, they update existing regulations to reflect the current operating procedure of excluding impairment-related work expenses, and interest on an appreciation in the value of excluded burial funds and interest on excluded burial space purchase agreements, when determining the countable income of an ineligible spouse or ineligible parent.

Timetable:

Action	Date	FR Cite
NPRM	12/00/95	
Final Action	09/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AE22

4244. • AUTHORITY TO IMPOSE CIVIL MONEY PENALTIES (532P)

Priority: Other

Legal Authority: 42 USC 902(a)(5);

CFR Citation: 20 CFR 498.100 to 498.103; 20 CFR 498.106; 20 CFR 498.108 to 498.110; 20 CFR 498.126 to 498.128; 20 CFR 498.132

Legal Deadline: None

Abstract: We propose to add new rules that would establish the authority to impose civil money penalties against third parties, medical professionals, Old-Age, Survivors, and Disability Insurance (OASDI) beneficiaries, supplemental security income (SSI) recipients and other individuals and entities who engage in fraudulent schemes to enroll ineligible individuals in the OASDI and SSI programs.

Timetable:

Action	Date	FR Cite
NPRM	10/00/95	
Final Action	05/00/96	

Small Entities Affected: None

SSA

Proposed Rule Stage

Government Levels Affected: None

Agency Contact: Henry D. Lerner,
Legal Assistant, Social Security
Administration, Division of Regulations
and Rulings, 6401 Security Boulevard,
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Phone: 410 965-1762
RIN: 0960-AE23

4245. • ASSIGNING SSNS TO UNDOCUMENTED ALIENS WHO ARE REPRESENTATIVE PAYEES OR SSI DEEMORS (549P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405; 42 USC 902(a)(5); 42 USC 1320b

CFR Citation: 20 CFR 422.104

Legal Deadline: None

Abstract: These regulations implement a decision made by the Agency to assign SSNs to undocumented aliens who are representative payees or SSI deemors who do not have the evidence described in section 422.107(e). This will enhance SSA's ability to enforce provisions that apply to representative payees and SSI deemors.

Timetable:

Action	Date	FR Cite
NPRM	01/00/96	

Small Entities Affected: None

Government Levels Affected: Undetermined

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations

and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AE26

4246. • CYCLING PAYMENT OF SOCIAL SECURITY BENEFITS (558P)

Regulatory Plan: This entry is Seq. No. 149 in Part II of this issue of the Federal Register.

RIN: 0960-AE31

4247. • PROVIDE "ONE-STOP" SERVICE FOR ALIENS APPLYING FOR SOCIAL SECURITY CARDS (569P)

Regulatory Plan: This entry is Seq. No. 150 in Part II of this issue of the Federal Register.

RIN: 0960-AE36

SOCIAL SECURITY ADMINISTRATION (SSA)

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4248. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM; REVISED MEDICAL CRITERIA FOR DETERMINATION OF DISABILITY; MUSCULOSKELETAL SYSTEM (143F)

Regulatory Plan: This entry is Seq. No. 151 in Part II of this issue of the Federal Register.

RIN: 0960-AB01

4249. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE AND SUPPLEMENTAL SECURITY INCOME PROGRAMS; EVALUATION GUIDES FOR DETERMINING SUBSTANTIAL GAINFUL ACTIVITY (SGA) (147F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 98-460, sec 10; PL 99-643; PL 100-203; PL 101-508

CFR Citation: 20 CFR 404; 20 CFR 416

Legal Deadline: None

Abstract: These final regulations will clarify how the Social Security Administration evaluates a person's work activity. These regulations also

will increase the monthly earnings amount that constitutes services for trial work period purposes and change the rules to allow the value of any subsidy or impairment-related work expenses to be deducted in determining that monthly earnings amount. These regulations also reflect statutory changes with respect to the trial work period and the re-entitlement period.

Timetable:

Action	Date	FR Cite
NPRM	03/06/95	60 FR 12166
NPRM Comment Period End	05/15/95	60 FR 12166
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandy Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AB73

4250. SUPPLEMENTAL SECURITY INCOME PROGRAM; CONTINUATION OF FULL BENEFIT STANDARD FOR CERTAIN PERSONS TEMPORARILY INSTITUTIONALIZED (198F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 100-203, sec 9115; PL 99-643, sec 3

CFR Citation: 20 CFR 416.211; 20 CFR 416.413; 20 CFR 416.414; 20 CFR 416.1149; 20 CFR 416.1167; 20 CFR 416.1325; 20 CFR 416.2040; 20 CFR 416.410; 20 CFR 416.412; 20 CFR 416.640; 20 CFR 416.1147

Legal Deadline: None

Abstract: These regulations conform to statutory amendments which require continued payment for up to three months based on the full payment rate to certain persons eligible for SSI payments under sections 1619 or 1611 of the Social Security Act who enter certain medical or psychiatric institutions. Without the provisions, SSI benefits would be reduced or suspended.

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Timetable:

Action	Date	FR Cite
NPRM	09/28/92	57 FR 44519
NPRM Comment Period End	11/27/92	
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Blvd., Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AC55

4251. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE AND SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; REPRESENTATIVE PAYEE REFORMS (295F)

Regulatory Plan: This entry is Seq. No. 152 in Part II of this issue of the Federal Register.

RIN: 0960-AD22

4252. SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; EXCLUSION FROM INCOME AND RESOURCES OF VICTIMS' COMPENSATION PAYMENTS AND STATE RELOCATION ASSISTANCE (311F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 101-508, sec 5031; PL 101-508, sec 5035; PL 103-66, sec 13732

CFR Citation: 20 CFR 416.1124; 20 CFR 416.1161(a); 20 CFR 416.1204(a); 20 CFR 416.1210; 20 CFR 416.1229 (New); 20 CFR 416.1239 (New)

Legal Deadline: None

Abstract: These regulations will provide for the exclusion from income and from resources (for nine months) in the Supplemental Security Income Program payments received by a person from a State established fund to aid victims of crime and payments received as State or local government relocation assistance.

Timetable:

Action	Date	FR Cite
NPRM	08/26/94	59 FR 44093
NPRM Comment Period End	10/25/94	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Additional Information: RIN 0960-AD37 has been merged with this action.

Agency Contact: Harry J. Short, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1753

RIN: 0960-AD36

4253. STATEMENT OF EARNINGS AND BENEFIT ESTIMATE (415F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405; 42 USC 1302; 42 USC 1320b-13

CFR Citation: 20 CFR 404.811; 20 CFR 404.812 (New); 20 CFR 422.125

Legal Deadline: None

Abstract: Section 1143(c) of the Social Security Act requires that by not later than September 30, 1995, we must furnish a social security account statement to each eligible individual who has attained age 60 by October 1, 1994, is not receiving social security benefits, and for whom we can determine a current mailing address. During fiscal year 1995 through 1999, we must furnish such a statement to eligible individuals attaining age 60 in the fiscal year they turn age 60. Similarly, beginning no later than October 1, 1999, we must provide such a statement annually to eligible individuals age 25 or over. In these regulations, we provide who will be sent a statement, who will not be sent a statement, how we will determine addresses, and the contents of the statements. We have not yet compiled all the costs. These regulations will benefit the public by implementing section 1143(c) which will help individuals verify that we have entered their correct earnings into our records

and by showing the benefits to which such individuals may become entitled.

Timetable:

Action	Date	FR Cite
NPRM	01/19/95	60 FR 3787
NPRM Comment Period End	03/20/95	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AD74

4254. EXTENSION OF TIME PERIOD FOR NOT COUNTING AS RESOURCES, FUNDS RECEIVED FOR REPAIR OR REPLACEMENT OF DAMAGED OR DESTROYED EXCLUDED RESOURCES IN THE SSI PROGRAM (486F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1383

CFR Citation: 20 CFR 416.1232

Legal Deadline: None

Abstract: In the past several years, portions of the United States have experienced natural disasters that have had unprecedented effects on supplemental security income (SSI) recipients. In August 1992, Hurricane Andrew devastated south Florida causing damage estimated in excess of \$18 billion. Because of the extent of the devastation, many SSI recipients in the area were unable to use insurance payments to repair or replace their damaged property within the timeframes provided by regulations at that time. With the expiration of existing timeframes, the payments would have counted as a resource for SSI purposes. On March 17, 1994, the Social Security Administration (SSA) published interim-final regulations which provided victims of Hurricane Andrew with an additional 12-month time period if needed in which to

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repair or replace their property. These final regulations will provide SSA with the flexibility to consider these types of occurrences and provide individuals with additional time to repair or replace damaged or destroyed excluded resources when certain criteria are met.

Timetable:

Action	Date	FR Cite
NPRM	05/17/95	60 FR 26387
NPRM Comment Period End	07/17/95	
Final Action	01/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AD87

4255. FEDERAL OASDI AND SSI FOR THE AGED, BLIND, AND DISABLED; SIGNATURE REQUIREMENTS FOR STATE AGENCY MEDICAL AND PSYCHOLOGICAL CONSULTANTS IN DISABILITY DETERMINATIONS (465F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405(a); 42 USC 421; 42 USC 1302; 42 USC 1382c; 42 USC 1383; 42 USC 1383b

CFR Citation: 20 CFR 404.1615; 20 CFR 416.1015

Legal Deadline: None

Abstract: We revised sections 404.1615 and 416.1015 of the current regulations regarding the certifications required on disability determination forms. Current regulations require that, unless the disability determination is made by a State agency disability hearing officer, disability hearing officer, disability determinations will be made by a team consisting of a State agency medical or psychological consultant and a State agency disability examiner, even when the determination is made on technical, nonmedical grounds. We propose to remove the requirement that a medical or psychological consultant make the determination jointly with the

disability examiner when there is no medical evidence to be evaluated.

Timetable:

Action	Date	FR Cite
NPRM	10/26/94	59 FR 53769
NPRM Comment Period End	12/27/94	
Final Action	12/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-6243

RIN: 0960-AD88

4256. TECHNICAL CHANGES TO TITLE XVI (466F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1382; 42 USC 1382a; 42 USC 1382b; 42 USC 1382j

CFR Citation: 20 CFR 416.1236; 20 CFR 416 app

Legal Deadline: None

Abstract: We are amending the supplemental security income regulations by making technical changes to update the appendix at the end of Subpart K which lists exclusions from income in statutes other than the Social Security Act and to update the lists of statutory exclusions from resources contained in Subpart L.

Timetable:

Action	Date	FR Cite
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AD89

4257. WAIVER OF RECOVERY OF OVERPAYMENTS; NOTICE OF APPEAL AND WAIVER RIGHTS AND RIGHT TO A PRE-RECOUPMENT ORAL HEARING BEFORE DENIAL OF WAIVER (491F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 404(a) to 404(d); 42 USC 405(a); 42 USC 1302; 42 USC 402(i); 42 USC 402(j); 42 USC 402(o); 42 USC 402(p); 42 USC 402(v); 42 USC 416(i)(2); 42 USC 423(b); 42 USC 428(a)

CFR Citation: 20 CFR 404.502a; 20 CFR 404.506; 20 CFR 404.907; 20 CFR 404.930; 20 CFR 410.561; 20 CFR 410.561a; 20 CFR 410.623; 20 CFR 410.630

Legal Deadline: NPRM, Judicial, October 13, 1995. Final, Judicial, April 13, 1997.

Abstract: In these proposed regulations we state policy resulting from the 1974 court decision in *Buffington, et al. v. Weinberger*, No 734-73C2 (W.D. Wash. October 22, 1974), and the Supreme Court decision in *Califano v. Yamasaki*, 442 U.S. 682 (1979). The effects are to publish in regulations pursuant to the court order the rights of overpaid individuals to certain procedures currently afforded individuals under court oversight.

Timetable:

Action	Date	FR Cite
NPRM	06/02/95	60 FR 28767
NPRM Comment Period End	08/01/95	
Final Action	06/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AD99

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4258. COVERAGE PROVISIONS OF SOCIAL SECURITY INDEPENDENCE AND DOMESTIC EMPLOYMENT REFORM ACT OF 1994 (503F)**Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 402(v); 42 USC 405(a); 42 USC 409; 42 USC 410; 42 USC 411; 42 USC 429(a); 42 USC 430; 42 USC 431; 42 USC 902(a)(5); 42 USC 418**CFR Citation:** 20 CFR 404.1004; 20 CFR 404.1012; 20 CFR 404.1018; 20 CFR 404.1018b; 20 CFR 404.1020; 20 CFR 404.1034; 20 CFR 404.1036; 20 CFR 404.1042; 20 CFR 404.1055; 20 CFR 404.1056; 20 CFR 404.1057; 20 CFR 404.1068; 20 CFR 404.1206; 20 CFR 404.1210; 20 CFR 404.1038 (New)**Legal Deadline:** None**Abstract:** Pub. L. 103-296, the Social Security Independence and Program Improvement Act of 1994, contains the following coverage provisions (along with numerous other provisions) in a section called Miscellaneous Program Improvements: Sec. 303. Expansion of State option to exclude service of election officials or election workers from coverage. Sec. 305. Authorization for all States to extend coverage to State and local police officers and firefighters under existing coverage agreements. Sec. 319. Coverage under FICA of Federal employees transferred temporarily to international organizations; and Sec. 320. Extension of the FICA tax exemption and certain tax rules to individuals who enter the United States under a visa issued under section 101 of the Immigration and Nationality Act. In addition, Pub. L. 103-387, the Social Security Domestic Employment Reform Act of 1994, made several changes with respect to the coverage of domestic services. Final rules will be published to reflect these two statutes.**Timetable:**

Action	Date	FR Cite
Final Action	07/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Lois Berg, Legal Assistant, Social SecurityAdministration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713**RIN:** 0960-AE00**4259. REPEAL OF FACILITY OF PAYMENT PROVISION (508F)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 403**CFR Citation:** 20 CFR 404.402(b); 20 CFR 404.458**Legal Deadline:** None**Abstract:** This regulation will reflect section 309 of P.L. 103-296 which repeals the facility of payment provision under which Social Security benefits subject to the family maximum would not be redistributed in certain cases and provides that the reduction for the family maximum will be made prior to a temporary suspension for work when the non-working auxiliary resides in a separate household from the working auxiliary.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794**RIN:** 0960-AE02**4260. GUARANTEED FAMILY MAXIMUMS (510F)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 403(a)**CFR Citation:** 20 CFR 404.403**Legal Deadline:** None**Abstract:** This regulation will reflect effect section 310 of P.L. 103-296 which provides that the guaranteed primary insurance amount is to be used in establishing the maximum family benefit for workers who had previously been entitled to disability insurance benefits and became reentitled to retirement or disability benefits on or after December 1995.**Timetable:**

Action	Date	FR Cite
Final Action	12/00/95	
Final Action Effective	01/00/96	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794**RIN:** 0960-AE03**4261. GOVERNMENT PENSION OFFSET, WINDFALL ELIMINATION PROVISION, AND ANNUAL EARNINGS REPORT (514F)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 402; 42 USC 405; 42 USC 415**CFR Citation:** 20 CFR 404.213; 20 CFR 404.408a; 20 CFR 404.452**Legal Deadline:** None**Abstract:** This regulation will reflect the provisions of sections 307, 308 and 314 of Pub. L. 103-296. Under section 307, the windfall elimination provision is to be disregarded with respect to benefits payable for amounts after December 1994 in computing (1) the social security benefits of a person who receives a foreign totalization benefit that includes U.S. employment and (2) any U.S. totalization benefit.

Under section 308, the government pension offset and the windfall elimination provision will not be applied to the benefits of a person who is entitled to a military pension that is based on noncovered military reserve

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duty after 1956 and before 1988. With respect to benefits payable for months after December 1994.

Under section 314, we will extend from 3 months to 4 months the additional time a beneficiary may be granted to file an annual earnings report with respect to such reports for taxable years ending on or after December 31, 1994.

Timetable:

Action	Date	FR Cite
Final Action	11/00/95	

Small Entities Affected: None

Government Levels Affected: State

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE04

4262. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE BENEFITS; REPLACING SOCIAL SECURITY NUMBER CARDS (543F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405

CFR Citation: 20 CFR 422.103

Legal Deadline: None

Abstract: These final rules will support our pilot test for replacing social security number cards when we receive a request by telephone. We will test replacing the card based on information furnished by telephone, without requiring additional documentation.

Timetable:

Action	Date	FR Cite
Interim Final Rule	06/22/95	60 FR 32444
Interim Final Rule	08/21/95	
Comment Period End		
Final Action	08/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE18

4263. • SOCIAL SECURITY PROGRAMS: FRAUD AND ABUSE; ESTABLISHMENT OF NEW PART 498 TO ADDRESS CIVIL MONEY PENALTIES, ASSESSMENT AND EXCLUSIONS (563F)

Priority: Other

Legal Authority: 42 USC 1320b

CFR Citation: 20 CFR 498.100 to 498.103; 20 CFR 498.106; 20 CFR 498.108 to 498.110; 20 CFR 498.126 to 498.128; 20 CFR 498.132

Legal Deadline: None

Abstract: This final rule establishes a new part 498 which will serve as a repository for SSA's existing civil money penalty regulations and address new monetary penalty authorities provided under Public Law 103-296, the SSIPIA of 1994. In the first phase of this consolidation, the SSA will relocate its existing regulations for misuse of Social Security words, names, and symbols to part 498. In addition, the SSA's existing regulations will be updated in this final rule to reflect technical changes made by the SSIPIA.

Timetable:

Action	Date	FR Cite
Final Action	10/00/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AE33

SOCIAL SECURITY ADMINISTRATION (SSA)

Long-Term Actions

4264. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM; MEDICAL CRITERIA FOR EVALUATING MENTAL DISORDERS FOR ADULTS (222F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405; 42 USC 1382c

CFR Citation: 20 CFR 404.1500ff, app 1; 20 CFR 404.1520a; 20 CFR 404.1528; 20 CFR 416.920a; 20 CFR 416.928

Legal Deadline: None

Abstract: These amendments revise the medical evaluation criteria for mental disorders for the Social Security and Supplemental Security Income disability programs. The revisions will reflect advances in medical treatment and in methods of evaluating certain mental impairments and will provide up-to-date medical criteria for use in the evaluation of disability claims based on mental disorders.

Timetable:

Action	Date	FR Cite
NPRM	07/18/91	56 FR 33130
NPRM Comment Period End	09/18/91	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard M. Bresnick, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1758

RIN: 0960-AC74

4265. CODE OF CONDUCT FOR ADMINISTRATIVE LAW JUDGES AND ADMINISTRATIVE APPEALS JUDGES OF THE SOCIAL SECURITY ADMINISTRATION (341P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in

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the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: EO 12674 as modified by EO 12731; 42 USC 405

CFR Citation: 20 CFR 422.215

Legal Deadline: None

Abstract: These regulations would establish a Code of Conduct for OHA Administrative Law Judges and Administrative Appeals Judges.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AD54

4266. ELECTION OF BENEFITS BASED ON AGE BY DISABLED WIDOW, WIDOWER, AND SURVIVING DIVORCED SPOUSE BENEFICIARIES (343P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405

CFR Citation: 20 CFR 404.335; 20 CFR 404.336; 20 CFR 404.337

Legal Deadline: None

Abstract: We propose to amend our regulations to permit the election of benefits based on age by widows, widowers and surviving divorced spouses (hereinafter, collectively widows) who are at least age 60 and who are already entitled to widow's benefits based on disability. This proposal would allow the widow to choose which of the two types of widow's benefits is more advantageous. The estimated increase in benefit payments is less than \$500,000 per year for fiscal years 1992-1995.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Cassandra A. Bond, Legal Assistant, Division of Regulations and Rulings, Social Security Administration, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AD56

4267. RELIABLE INFORMATION WHICH IS CURRENTLY AVAILABLE FOR DETERMINING BENEFIT AMOUNTS IN THE SUPPLEMENTAL SECURITY INCOME PROGRAM (382F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1382(a) to 1382(c); 42 USC 1382(e); 42 USC 1382a; 42 USC 1382f; 42 USC 1383

CFR Citation: 20 CFR 416.420

Legal Deadline: NPRM, Judicial, March 16, 1993.

Abstract: Pursuant to the Court order in Gould, et al. v. Sullivan, No. C2-87-964 (S.D. Ohio, October 2, 1992), we proposed a rule for determining benefits in the SSI program. Under section 1611(c)(4)(A) of the Social Security Act, if the Secretary determines that reliable information is currently available concerning the income and other circumstances of an individual for a month, the Secretary may use that information to determine an individual's SSI benefit amount for that month. This discretionary method of determining SSI benefit amounts is an exception to the use of information from a prior month, known as retrospective monthly accounting (RMA), as provided in section 1611(c)(1) of the Act. The proposed rule explained that the Secretary has determined that no information exists which is reliable and currently available to use in computing SSI benefit amounts pursuant to section 1611(c)(4).

Timetable:

Action	Date	FR Cite
NPRM	03/16/93	58 FR 14191

Action	Date	FR Cite
NPRM Comment Period End	05/17/93	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AD65

4268. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM; REVISED MEDICAL CRITERIA FOR DETERMINATION OF DISABILITY; HEMIC AND LYMPHATIC SYSTEM, AND MALIGNANT NEOPLASTIC DISEASES (399P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1383; 42 USC 405

CFR Citation: 20 CFR 404.1500ff, app 1

Legal Deadline: None

Abstract: Sections 7.00 and 107.00 (hemic and lymphatic system), and 13.00 and 113.00 (malignant neoplastic diseases) of appendix 1 to Subpart P of Part 404 of the Disability Regulations (404.1501 through 404.1599) describe those impairments which are considered severe enough to prevent a person from engaging in any gainful activity, or in the case of a child under age 18, age-appropriate activities. We are proposing revisions to these sections to ensure that the medical evaluation criteria are up-to-date and consistent with the latest advances in medical knowledge and treatment. The Supplemental Security Income program incorporates and uses the same medical criteria as the Old-Age, Survivors, and Disability Insurance program.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

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Agency Contact: Harry J. Short, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-6243
RIN: 0960-AD67

4269. RELIABLE INFORMATION WHICH IS CURRENTLY AVAILABLE FOR DETERMINING BENEFIT AMOUNTS IN THE SUPPLEMENTAL SECURITY INCOME PROGRAM (NEWMAN) (434P)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 42 USC 1302; 42 USC 1382(a) to 1382(c); 42 USC 1383
CFR Citation: 20 CFR 416.420
Legal Deadline: None

Abstract: The Social Security Act (the Act) provides that if the Commissioner of Social Security (the Commissioner) determines that reliable information is currently available concerning the income of an individual, the Commissioner may use that information to determine an individual's current month's supplemental security income (SSI) benefit amount. This method of determining SSI benefit amounts is an exception to the use of income from a prior month, known as retrospective monthly accounting (RMA). The Commissioner has determined that no reliable information exists which is currently available for determining SSI benefit amounts for a current month using any method other than RMA. These rules are applicable only in California pursuant to a court order issued in Newman v. Shalala.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762
RIN: 0960-AD77

4270. REVISED MEDICAL CRITERIA FOR DETERMINATION OF DISABILITY, ENDOCRINE SYSTEM AND OBESITY AND RELATED CRITERIA (436P)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 42 USC 405; 42 USC 1302; 42 USC 1383
CFR Citation: 20 CFR 404.1500ff, app 1
Legal Deadline: None

Abstract: Sections 9.00 and 109.00 of appendix 1 to subpart P of part 404 of the Disability Regulations (404.1501 through 404.1599) describe those impairments which are considered severe enough to prevent a person from engaging in any gainful activity, or in the case of a child under age 18, age-appropriate activities. We are proposing to revise the criteria in these sections to reflect advances in medical knowledge, treatment, and methods of evaluating endocrine impairments. The Supplemental Security Income program incorporates and uses the same medical criteria as the Old-Age, Survivors and Disability Insurance program.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: None
Agency Contact: Cassandra A. Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794
RIN: 0960-AD78

4271. BENEFITS FOR SPOUSES, DIVORCED SPOUSES, AND CHILDREN (455P)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: 42 USC 402; 42 USC 403(a); 42 USC 403(b); 42 USC 405(a);

42 USC 416; 42 USC 423; 42 USC 428(a); 42 USC 428(b); 42 USC 428(c); 42 USC 428(d); 42 USC 428(e); 42 USC 902(a)(5)
CFR Citation: 20 CFR 404.331; 20 CFR 404.332; 20 CFR 404.341; 20 CFR 404.357; 20 CFR 404.361; 20 CFR 404.366

Legal Deadline: None
Abstract: This regulation will make technical changes to several sections. Most of the changes correct problems with wording which occurred during the 1980 recodification.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None
Government Levels Affected: Undetermined
Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713
RIN: 0960-AD83

4272. TEMPORARY INCREASE IN SPONSORSHIP PERIOD FOR ALIENS UNDER THE SSI PROGRAM (457P)

Priority: Substantive, Nonsignificant
Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.
Legal Authority: PL 103-152, sec 7
CFR Citation: 20 CFR 416.1160; 20 CFR 416.1204
Legal Deadline: None

Abstract: Section 7 of Pub. L. 103-152 amended section 1621 of the Social Security Act to temporarily increase the sponsorship period for aliens under the SSI program from 3 years to 5 years following the alien's date of lawful admission to the U.S. The increase in the sponsorship period is effective January 1, 1994. Beginning October 1, 1996, the 3-year sponsorship period will be reinstated. We will amend our regulations to conform to the statutory changes. Any costs/savings are associated with the legislation and not with the regulations themselves.

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Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AD84

4273. PREVENTION OF ADVERSE EFFECTS ON ELIGIBILITY AND BENEFIT AMOUNT WHEN SPOUSE OR PARENT ABSENT DUE TO ACTIVE MILITARY SERVICE (462P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-66, sec 13733

CFR Citation: 20 CFR 416.1160ff

Legal Deadline: None

Abstract: These proposed regulations reflect the provisions of section 13733 of Pub. L. 103-66 which allows us to consider, absent evidence to the contrary, an ineligible parent or spouse who is absent from a deeming household due solely to an active duty military assignment, to be living in the same household as the eligible individual for deeming purposes. This will prevent possible adverse SSI effects which could otherwise result when a military deemor is absent from the household.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AD86

4274. FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE AND SUPPLEMENTAL SECURITY INCOME, ACCEPTABLE MEDICAL SOURCES (469P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 902(a)(5); 42 USC 1383; 42 USC 405

CFR Citation: 20 CFR 404.1513; 20 CFR 416.913

Legal Deadline: None

Abstract: We propose to add speech and language pathologists to the list of acceptable medical sources in our current regulations. These sources will assist us in establishing the existence of speech and language impairments. We also propose to make other changes in our regulations to clarify what we mean by an acceptable medical source.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard M. Bresnick, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1758

RIN: 0960-AD91

4275. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM; CONTRIBUTIONS FOR SUPPORT (475P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 402(d)(3); 42 USC 416(b)(3); 42 USC 405(a); 42 USC 1302

CFR Citation: 20 CFR 404.366

Legal Deadline: None

Abstract: To provide more uniformity in our decision making, we are

amending our rules on the contributions for support that must be provided by the insured to certain categories of claimants for child's benefits.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AD92

4276. COMPUTATION OF SSI BENEFITS FOR THE FIRST THREE MONTHS OF PAYMENT (476P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1383

CFR Citation: 20 CFR 416.320

Legal Deadline: None

Abstract: SSI eligibility and payment are calculated by taking into account income received by the applicant/recipient. Two calculations must be made for each month. The first is the eligibility computation and is based on the current (payment) month's income. The second is the eligibility computation, which, under retrospective monthly accounting, is based (usually) on the income of a prior month called the budget month. Generally the budget month is 2 months prior to the payment month. The transitional computation for the first 3 months of SSI payment is an exception to the general rule described above. While the eligibility computation continues to apply to the current month's income, the budget month on which each of the first 3 months' payments are based is the first month of eligibility. This policy was intended to facilitate the transition into 2 month retrospective accounting cycle and to avoid penalizing the recipient for income received prior to initial SSI

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eligibility. However, the policy also has the effect of counting income which is only received in one month more than one time. In *Jones v. Shalala* the Ninth Circuit Court of Appeals ruled that SSA's transitional computation for the first 3 months of eligibility is not permissible because it will result in the triple counting of nonrecurring income received only in the first month of eligibility. The proposed policy addresses the triple counting of nonrecurring income.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AD93

4277. DEFINITION OF "LARGEST BENEFIT AMOUNT" FOR PURPOSES OF DETERMINING THE EARNINGS RECORD ON WHICH A PERSON WHO IS SIMULTANEOUSLY ENTITLED TO CHILD'S INSURANCE BENEFITS (481P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 402(d); 42 USC 402(k); 42 USC 902(a)(5); 42 USC 405(a)

CFR Citation: 20 CFR 404.304; 20 CFR 404.353b; 20 CFR 404.407d

Legal Deadline: None

Abstract: Section 202(k)(2)(A) of the Act (42 U.S.C. 402(k)(2)(A)) contains the statutory requirements for determining the earnings record on which SSA will pay a person, who is simultaneously entitled to child's insurance benefits on the earnings records of more than one worker. Generally, the child's benefits will be paid on the earnings record that yields the highest primary insurance amount (PIA). However, under certain circumstances, the child's benefits will

be paid on the earnings record that yields a lower PIA if that record produces the "largest benefit" to which the child could be entitled under section 202(d) without the application of the reduction under the "family maximum" provisions. In implementing section 202(k)(2)(A), SSA has determined the "largest benefit" under section 202(k)(2)(A) by comparing the original benefit amount (i.e., 50 percent of the PIA of a living worker and 75 percent of the PIA of a deceased worker) calculated on the dependent and/or survivor claim of the child on the earnings record of each worker without applying any reductions or deductions. The United States District Court for the Northern District of Alabama in *Agee v. Sullivan* rejected this interpretation and held that SSA must compare the amounts payable to the child under each earnings record after considering all applicable deductions and reductions other than the reduction under the family maximum provisions. Legal support for both interpretations can be found in the statutory language and legislative history of section 202(k)(2)(A). We have found current regulations implementing section 202(k)(2)(A) to be ambiguous. We propose to amend these regulations to reflect the longstanding SSA interpretation, rather than the interpretation adopted by the district court in the *Agee* decision.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AD95

4278. FEDERAL OASDI AND SSI FOR THE AGED, BLIND, AND DISABLED; BENEFIT REFORMS FOR INDIVIDUALS DISABLED BASED ON DRUG ADDICTION OR ALCOHOLISM (496F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing

Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 902(a)(5); 42 USC 1383; 42 USC 405

CFR Citation: 20 CFR 404.315; 20 CFR 404.316; 20 CFR 404.321; 20 CFR 404.332; 20 CFR 404.335; 20 CFR 404.337; 20 CFR 404.350; 20 CFR 404.352; 20 CFR 404.402; 20 CFR 404.470; 20 CFR 404.480; 20 CFR 404.902; 20 CFR 404.1535; 20 CFR 404.1536; 20 CFR 404.1537; ...

Legal Deadline: Final, Statutory, February 11, 1995.
Section 201 of Public Law 103-296.

Abstract: The Social Security Independence and Program Improvements Act of 1994 (Public Law 103-296) contains provisions affecting the payment of benefits under titles II and XVI of the Social Security Act to individuals whose drug addiction or alcoholism is a contributing factor material to the determination of disability. These final rules implement certain provisions related to limitations on benefit payments and the nonpayment and termination of benefits to these individuals.

Timetable:

Action	Date	FR Cite
Notice of Intent with Request for Comments	10/17/94	59 FR 52380
Interim Final Rule	02/10/95	60 FR 8140
Interim Final Rule Comment Period End	04/11/95	
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Richard M. Bresnick, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1758

RIN: 0960-AD96

4279. SSI ELIGIBILITY FOR STUDENTS TEMPORARILY ABROAD (505P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

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duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1383

CFR Citation: 20 CFR 416.202; 20 CFR 416.270 (New)

Legal Deadline: None

Abstract: These regulatory changes are required by section 204 of P.L. 103-296, the Social Security Independence and Program Improvements Act of 1994. This provision allows individuals who leave the United States temporarily as part of an educational program that is not available in the United States, that is designed for gainful employment, and that is sponsored by a school, college, or university in the United States, to continue receiving SSI benefits for up to 1 year if they were eligible for SSI benefits for the month they left the country.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1762

RIN: 0960-AE01

4280. SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; INCOME AND RESOURCES, DEEMING OF PARENTAL INCOME AND RESOURCES WHEN CHILDREN ARE HOSPITALIZED (522P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 1302; 42 USC 1382c(f)(2); 42 USC 1383(d)

CFR Citation: 20 CFR 416.1165; 20 CFR 416.1167; 20 CFR 416.1202

Legal Deadline: None

Abstract: Current SSI regulations reflect the concept that deeming (the process of considering another persons

income to be your own) applies only in household situations. Currently, children in medical care facilities are not subject to parental deeming because they are not considered to be in the same household as their parents. While maintaining the concept of "household" for deeming purposes, these proposed rules will expand upon current policy from the household and, as a result, subject to parental deeming. This extends the current policy that is applicable to children away at school to children in medical care facilities. That is, a child who is born in or enters a medical care facility and who is subject to the control of a parent will be considered temporarily absent from the parental household. During this absence, deeming will apply.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AE08

4281. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE; OVERPAYMENT DEBT COLLECTION PROCEDURES (523P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-387

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: This regulation will implement section 5 of Pub. L. 103-387, the Social Security Domestic Employment Act of 1994 which authorizes SSA to use certain delinquent debt collection procedures available to other Federal agencies, but which were not available to SSA under the Debt Collection Act of 1982. The procedures include reporting delinquent debtors to credit agencies, contracting with private debt collection

agencies, and recovering debts by administrative offset of other Federal payments to which the debtor may be entitled. The procedures may be applied only if the overpayment was paid to a person after he or she attained age 18, the debt is not recoverable by other means provided by the Social Security Act, and the debtor is no longer a beneficiary. Authority to use such debt collection procedures sunsets September 30, 1999.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1759

RIN: 0960-AE09

4282. DETERMINATIONS AND ADMINISTRATIVE REVIEW PROCESS—APPLICABILITY OF ADMINISTRATIVE RES JUDICATA (526P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405(a) to 405(b); 42 USC 405(d) to 405(h); 42 USC 421(d); 42 USC 902(a)(5); 42 USC 1383; 42 USC 1383b

CFR Citation: 20 CFR 404.903; 20 CFR 404.950; 20 CFR 404.957; 20 CFR 416.1403; 20 CFR 416.1450; 20 CFR 416.1457

Legal Deadline: None

Abstract: This regulation implements section 5107 of Pub. L. 101-508 which provides that SSA may not deny a new application on the basis that the claimant did not timely appeal an earlier determination, if the claimant relied upon incorrect, incomplete or misleading information provided by SSA in deciding not to appeal. In addition, the regulation explains in more detail our res judicata policy.

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Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lois Berg, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1713

RIN: 0960-AE11

4283. SSA ACQUISITION REGULATIONS (527F)

Priority: Other

Legal Authority: 45 USC 301; 40 USC 486(c)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: The regulation will establish the acquisition rules for the newly independent SSA. The regulation will largely duplicate the HHS acquisition regulation, except for modifications to reflect SSA and its organizational structure. Program and administrative costs are expected to be minimal.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE12

4284. MISUSE OF SYMBOLS, EMBLEMS, OR NAMES IN REFERENCE TO THE SOCIAL SECURITY ADMINISTRATION (530P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-296, sec 312

CFR Citation: 20 CFR 422.527

Legal Deadline: None

Abstract: This regulation will implement section 312 of P.L. 103-296 which expands the current deterrents against misleading mailings and advertisements about Social Security and Medicare.

Timetable:

Action	Date	FR Cite
NPRM	10/00/96	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandy Bond, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1794

RIN: 0960-AE15

4285. SUPPLEMENTAL SECURITY INCOME; PLANS FOR ACHIEVING SELF-SUPPORT (506I)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: PL 103-296, sec 203; 42 USC 1383b(d)

CFR Citation: 20 CFR 416.1180; 20 CFR 416.1181; 20 CFR 416.1182; 20 CFR 416.1224; 20 CFR 416.1225; 20 CFR 416.1226

Legal Deadline: None

Abstract: These regulations revise our rules on plans to achieve self-support (PASS) to take into account the time period an individual will need for completion of his or her PASS and other factors determined to be appropriate.

Timetable:

Action	Date	FR Cite
Interim Final Rule	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-6243

RIN: 0960-AE17

4286. • LUMP SUM DEATH PAYMENT AND LIVING IN THE SAME HOUSEHOLD (548P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405(a); 42 USC 416; 42 USC 902(a)(5); 42 USC 402; 42 USC 403; 42 USC 423; 42 USC 428

CFR Citation: 20 CFR 404.2; 20 CFR 404.3; 20 CFR 404.347; 20 CFR 404.390; 20 CFR 404.392; 20 CFR 404.393; 20 CFR 404.394; 20 CFR 404.395; 20 CFR 404.612; 20 CFR 404.615; 20 CFR 404.765

Legal Deadline: None

Abstract: We propose to revise our rules on "living in the same household" (LISH) and the lump-sum death payment (LSDP) to bring them into accord with legislation that restricted the payment of the LSDP. This revision will include the removal from our regulations of several outdated sections and paragraphs. We also propose to incorporate into our rules the policy established previously in a Social Security Ruling (SSR) that interpreted the definition of LISH to allow for extended separations that are based solely on medical reasons.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dan Bridgewater, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8470

RIN: 0960-AE20

4287. • WHEN YOU ARE A FULL-TIME ELEMENTARY OR SECONDARY SCHOOL STUDENT (552P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

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Legal Authority: 42 USC 402; 42 USC 403; 42 USC 405(a); 42 USC 416; 42 USC 423; 42 USC 428; 42 USC 902(a)(5)

CFR Citation: 20 CFR 404.350; 20 CFR 404.351; 20 CFR 404.352; 20 CFR 404.353; 20 CFR 404.367; 20 CFR 404.369

Legal Deadline: None

Abstract: We propose to revise our rules on full-time elementary or secondary school students to include students enrolled in home schooling or independent study programs authorized by State or local law, e.g., political subdivision, tribal government, or the District of Columbia. Current rules cover only students in traditional institutional educational settings; however, many States (or other jurisdictions) provide for home schooling and independent study programs considered equivalent to traditional schools. We also propose to clearly show that nonpayment provisions apply to certain prisoners and certain other inmates of publicly funded institutions who otherwise would meet student benefit requirements. In addition, we propose to remove outdated rules on student benefits relating to months before August 1982.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Dan Bridgewater, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8470

RIN: 0960-AE21

4288. • FREEDOM OF INFORMATION AND AVAILABILITY OF INFORMATION REGULATIONS FOR INDEPENDENT SSA (546F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

Legal Authority: 42 USC 405; 42 USC 902(a)(5); 42 USC 1306; 5 USC 552; 5 USC 552(a); 8 USC 1360; 18 USC 1905;

26 USC 6103; 31 USC 9701; 30 USC 923(b)

CFR Citation: Not yet determined

Legal Deadline: None

Abstract: These regulations migrate the HHS Freedom of Information Regulations and the SSA availability of information regulations into a new 20 CFR part 402.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE24

4289. • REQUIREMENTS FOR AWARDS AND SUBAWARDS TO INSTITUTIONS OF HIGHER EDUCATION; CERTAIN GRANTS AND AGREEMENTS WITH STATES, LOCAL, AND INDIAN TRIBAL GOVERNMENTS (547F)

Priority: Other

Legal Authority: 5 USC 301; 31 USC 7505

CFR Citation: 20 CFR 435.000

Legal Deadline: None

Abstract: This final regulation migrates the HHS grants regulation at 45 CFR part 74 into a new SSA regulation at 20 CFR 435 now that SSA is an independent agency.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE25

4290. • GOVERNMENTWIDE DEBARMENT AND SUSPENSION (NONPROCUREMENT) AND GOVERNMENTWIDE REQUIREMENTS FOR DRUG-FREE WORKPLACE (GRANTS) (554F)

Priority: Other

Legal Authority: 5 USC 301; 41 USC 403(11); 41 USC 701 et seq

CFR Citation: 20 CFR 436.000

Legal Deadline: None

Abstract: This final regulation migrates the HHS grants regulation at 45 CFR part 76 into a new SSA regulation at 20 CFR part 436 now that SSA is an independent agency.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE27

4291. • UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS AND INDIAN TRIBAL GOVERNMENTS (555F)

Priority: Other

Legal Authority: 5 USC 301

CFR Citation: 20 CFR 437.000

Legal Deadline: None

Abstract: This final regulation migrates the HHS grants regulation at 45 CFR part 92 into a new SSA regulation at 20 CFR part 437 now that SSA is an independent agency.

Timetable:

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471

RIN: 0960-AE28

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4292. • RESTRICTIONS ON LOBBYING IN CONNECTION WITH THE AWARD OF GRANTS, CONTRACTS, AND COOPERATIVE AGREEMENTS (556F)**Priority:** Other**Legal Authority:** 5 USC 301; 31 USC 1352**CFR Citation:** 20 CFR 438.000**Legal Deadline:** None**Abstract:** This final regulation migrates the HHS grants regulation at 45 CFR part 93 into a new SSA regulation at 20 CFR part 438 now that SSA is an independent agency.**Timetable:**

Action	Date	FR Cite
Final Action	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471**RIN:** 0960-AE29**4293. • REVISION OF AUTHORITY CITATIONS (562F)****Priority:** Other**Legal Authority:** 5 USC 552; 5 USC 552a; 8 USC 1360; 26 USC 9701 to 9708; 31 USC 3720A; 42 USC 433; 42 USC 1310; 42 USC 1306; 42 USC 1320b; 42 USC 901 to 904; 42 USC 401 to 407; 42 USC 409 to 418; 42 USC 421 to 425; 42 USC 427 to 432; 42 USC 1381 to 1383b**CFR Citation:** 20 CFR 401.100 to 401.600; 20 CFR 401.1 to 404.2127; 20 CFR 416.101 to 416.227; 20 CFR 422.1 to 422.607; 20 CFR 423.1 to 423.9**Legal Deadline:** None**Abstract:** The authority citations for the Social Security Administration (SSA) regulations in 20 CFR parts 401, 404, 416, 422, and 423 of the Code of Federal Regulations (CFR) are being revised. As of March 31, 1995, new regulatory authority was given to the Commissioner of Social Security by the Social Security Independence and Program Improvements Act of 1994 (the Independence Act). The authority citations are being revised to reflect this change in authority and other changes in the law.**Timetable:**

Action	Date	FR Cite
Final Action Effective	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dan Bridgewater, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-9470**RIN:** 0960-AE32**4294. • PRIVACY AND DISCLOSURE OF OFFICIAL RECORDS AND INFORMATION (566F)****Priority:** Other**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 5 USC 552; 5 USC 552a; 26 USC 6103; 30 USC 923; 42 USC 405(a); 42 USC 1302; 42 USC 1306**CFR Citation:** 20 CFR 402.000**Legal Deadline:** None**Abstract:** This final regulation migrates the HHS privacy regulation at 45 CFR part 5b into a new SSA regulation at 20 CFR part 401 which now includes SSA's regulations on disclosure.**Timetable:**

Action	Date	FR Cite
Final Action Effective	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Jack Schanberger, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-8471**RIN:** 0960-AE34**4295. • REDUCTION OF DISABILITY BENEFITS—WORKERS' COMPENSATION/PUBLIC DISABILITY BENEFITS (567P)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or

duplication, or streamline requirements.

Legal Authority: 42 USC 402 to 405; 42 USC 422 to 425; 42 USC 427; 42 USC 902(a)(5)**CFR Citation:** 20 CFR 404.408**Legal Deadline:** None**Abstract:** We propose to revise our rules on reduction of Social Security benefits based on disability on account of receipt of workers' compensation or public disability benefits provided under Federal (other than Social Security), State, or local laws or plans. We will clarify how we subtract medical, legal, or related expenses from settlement agreements and how we subsequently prorate the reduction of SSA disability benefits. We also propose to update provisions that have not been changed since 1984 and to remove many outdated, unnecessary computation examples. This revision should result in better understanding and smoother administration of this portion of the regulations.**Timetable:**

Action	Date	FR Cite
NPRM	00/00/00	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Dan Bridgewater, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-9470**RIN:** 0960-AE35**4296. • PROMOTE ONE-STOP BENEFIT APPLICATION (572P)****Priority:** Substantive, Nonsignificant**Reinventing Government:** This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.**Legal Authority:** 42 USC 405; 42 USC 1383**CFR Citation:** 20 CFR Not yet determined**Legal Deadline:** None**Abstract:** Under this process we will explore the development of a controlled, confidential electronic process by which employees at large

SSA

Long-Term Actions

companies can quickly file for retirement and/or Medicare through their company personnel office. This option would allow workers to apply for a company pension, social security, and health benefits all at one time and in one place. SSA is currently assessing the interest of companies and

organizations in participating in such a process.

Timetable:

Action	Date	FR Cite
NPRM	00/00/00	
Final Action	00/00/00	

Small Entities Affected: Businesses

Government Levels Affected: Federal
Agency Contact: Martin Sussman, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
 Phone: 410 965-1767
RIN: 0960-AE38

SOCIAL SECURITY ADMINISTRATION (SSA)

Completed Actions

4297. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE PROGRAM; APPLICABILITY OF GOVERNMENT PENSION TO CERTAIN FEDERAL EMPLOYEES (188F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.408a

Completed:

Reason	Date	FR Cite
Discontinued	08/25/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger
 Phone: 410 965-8471

RIN: 0960-AC46

4298. SUPPLEMENTAL SECURITY INCOME PROGRAM; TREATMENT OF AUGMENTED VETERANS' BENEFITS (231F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 416.1123

Completed:

Reason	Date	FR Cite
Final Action	11/17/94	59 FR 59362

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Duane Heaton
 Phone: 410 965-8470

RIN: 0960-AC82

4299. SSI PROGRAM; REDUCTION IN TIME WHEN INCOME AND RESOURCES OF SEPARATED COUPLES MUST BE TREATED AS JOINTLY AVAILABLE FOR PURPOSES OF SSI ELIGIBILITY AND BENEFITS (254F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 416.120(c); 20 CFR 416.305; 20 CFR 416.430; 20 CFR 416.432; 20 CFR 416.532(c); 20 CFR 416.554; 20 CFR 416.1130(c); 20 CFR 416.1147; 20 CFR 416.1801(c); 20 CFR 416.1802(b); 20 CFR 416.1806; 20 CFR 416.1811; 20 CFR 416.1830(a); 20 CFR 416.1832(c); 20 CFR 416.1832(d)

Completed:

Reason	Date	FR Cite
Final Action	03/30/95	60 FR 16373

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short
 Phone: 410 965-6243

RIN: 0960-AC98

4300. OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE AND SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; UPDATING NOMENCLATURE (264F)

Priority: Other

CFR Citation: 20 CFR 404; 20 CFR 410; 20 CFR 416; 20 CFR 422

Completed:

Reason	Date	FR Cite
Discontinued	09/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Sandy Bond
 Phone: 410 965-1794

RIN: 0960-AD11

4301. AGAINST EQUITY AND GOOD CONSCIENCE (348P)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.509; 20 CFR 410.561d; 20 CFR 416.554

Completed:

Reason	Date	FR Cite
Discontinued	09/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner
 Phone: 410 965-1762

RIN: 0960-AD62

4302. OASDI AND SSI; TESTING MODIFICATIONS TO THE DISABILITY DETERMINATION PROCEDURES (359F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.906; 20 CFR 416.1406

Completed:

Reason	Date	FR Cite
Final Action	04/24/95	60 FR 20023

Small Entities Affected: None

SSA

Completed Actions

Government Levels Affected: None

Agency Contact: Henry D. Lerner
Phone: 410 965-1762

RIN: 0960-AD63

4303. PROCEDURES FOR HANDLING EARNINGS REPORTS (418F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 422.115; 20 CFR 422.120

Completed:

Reason	Date	FR Cite
Final Action	08/16/95	60 FR 42431

Small Entities Affected: Businesses

Government Levels Affected: Local, Federal

Agency Contact: Jack Schanberger
Phone: 410 965-8471

RIN: 0960-AD70

4304. WHO MAY PROTECT A POTENTIAL CLAIMANT'S FILING DATE OR APPLICATION FOR SUPPLEMENTAL SECURITY INCOME BENEFITS (408P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 416.315ff

Completed:

Reason	Date	FR Cite
Discontinued	09/13/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Lawrence V. Dudar
Phone: 410 965-1759

RIN: 0960-AD76

4305. FEDERAL OLD-AGE, SURVIVORS, AND DISABILITY INSURANCE; EVIDENCE REQUIRED TO PRESUME A PERSON IS DEAD (443F)

Priority: Other

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.720

Completed:

Reason	Date	FR Cite
Final Action	04/17/95	60 FR 19163

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Henry D. Lerner
Phone: 410 965-1762

RIN: 0960-AD79

4306. REVISED MEDICAL CRITERIA FOR DETERMINATION OF DISABILITY, GROWTH IMPAIRMENTS (444P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.1500ff, app 1

Completed:

Reason	Date	FR Cite
Discontinued	09/27/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short
Phone: 410 965-6243

RIN: 0960-AD80

4307. APPLICATION OF STATE LAW IN DETERMINING CHILD RELATIONSHIP (485P)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.354; 20 CFR 404.355; 20 CFR 404.356

Completed:

Reason	Date	FR Cite
Discontinued	02/22/95	

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Jack Schanberger
Phone: 410 965-8471

RIN: 0960-AD97

4308. OASDI AND SSI FOR THE AGED, BLIND, AND DISABLED; ADMINISTRATIVE REVIEW PROCESS, DECISIONS BY ADJUDICATION OFFICERS (541F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.943; 20 CFR 416.1443

Completed:

Reason	Date	FR Cite
Final Action	09/13/95	60 FR 47469

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short
Phone: 410 965-6243

RIN: 0960-AE06

4309. OASDI AND SSI FOR THE AGED, BLIND, AND DISABLED; ADMINISTRATIVE REVIEW PROCESS, PREHEARING PROCEEDINGS, AND DECISIONS BY ATTORNEY-ADVISORS (524F)

Priority: Substantive, Nonsignificant

Reinventing Government: This rulemaking is part of the Reinventing Government effort. It will revise text in the CFR to reduce burden or duplication, or streamline requirements.

CFR Citation: 20 CFR 404.942; 20 CFR 404.943; 20 CFR 416.1442; 20 CFR 416.1443

Completed:

Reason	Date	FR Cite
Final Action	06/30/95	60 FR 34126

Small Entities Affected: None

Government Levels Affected: None

Agency Contact: Harry J. Short

SSA

Completed Actions

Phone: 410 965-6243

RIN: 0960-AE10

4310. SUPPLEMENTAL SECURITY INCOME FOR THE AGED, BLIND, AND DISABLED; REQUIRING NURSING HOMES TO REPORT SSI RECIPIENT ADMISSIONS WITHIN 2 WEEKS TO THE SOCIAL SECURITY ADMINISTRATION (528P)**Priority:** Substantive, Nonsignificant**CFR Citation:** 20 CFR 416.701**Completed:**

Reason	Date	FR Cite
Discontinued	05/10/95	

Small Entities Affected: Businesses**Government Levels Affected:** None**Agency Contact:** Harry J. Short
Phone: 410 965-6243

RIN: 0960-AE13

4311. MIGRATION OF CERTAIN DEPARTMENT OF HEALTH AND HUMAN SERVICES REGULATIONS INTO THE SOCIAL SECURITY ADMINISTRATION'S REGULATIONS (529F)**Priority:** Other**CFR Citation:** Not yet determined**Completed:**

Reason	Date	FR Cite
Discontinued	05/01/95	

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Harry J. Short
Phone: 410 965-6243

RIN: 0960-AE14

4312. • DETERMINING DISABILITY AND BLINDNESS; EXTENSION OF EXPIRATION DATE FOR ADULT MENTAL DISORDERS LISTINGS (559F)**Priority:** Routine and Frequent**Legal Authority:** 42 USC 902(a)(5); 42 USC 405; 42 USC 1383**CFR Citation:** 20 CFR 404.1500, app 1**Legal Deadline:** None**Abstract:** The Social Security Administration issues listings of

impairments to evaluate disability and blindness under the Social Security and Supplemental Security Income (SSI) programs. This rule extends the expiration date for the adult mental disorders listings. We have made no revisions to the medical criteria in the listings; they remain the same as they now appear in the Code of Federal Regulations. This extension will ensure that we continue to have medical evaluation criteria in the listings to adjudicate claims for disability based on mental impairments at step three of our sequential evaluation process.

Timetable:

Action	Date	FR Cite
Final Action	08/23/95	60 FR 43709

Small Entities Affected: None**Government Levels Affected:** None**Agency Contact:** Richard M. Bresnick, Legal Assistant, Social Security Administration, Division of Regulations and Rulings, 6401 Security Boulevard, Baltimore, MD 21235
Phone: 410 965-1758

RIN: 0960-AE19

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